

AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
Intellectual Property Administration
P. O. Box 7599
Loveland, Colorado 80537-0599



03-11-04

PATENT APPLICATION

ATTORNEY DOCKET NO. 10011370-1

GAV 1645

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Daniel B. Roitman et al.

Serial No.: 10/072,837

Examiner:

Filing Date: Feb. 6, 2002

Group Art Unit: 1645

Title: Methods For Making Microbar Encoders For Bioprobes

COMMISSIONER FOR PATENTS

PO Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is submitted:

- () under 37 CFR 1.97(b), or
(Within three months of filing national application; or date of entry of national application; or before mailing date of first office action on the merits; whichever occurs last)
- (X) under 37 CFR 1.97(c) together with either a:
(X) Statement under 37 CFR 1.97(e), or
() a \$180.00 Processing fee under 37 CFR 1.17(p), or
(After the CFR 1.97 (b) time period, but before final action or notice of allowance, whichever occurs first)
- () under 37 CFR 1.97 (d) together with a:
() Statement under 37 CFR 1.97(e), and
() a \$180.00 processing fee under 37 CFR 1.17(p).
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Please charge to Deposit Account 50-1078 the sum of \$0.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25.

() Applicant(s) submit herewith Form PTO 1449. References identified with an asterisk (*) were disclosed in Patent Application No. _____ filed _____, now U. S. Patent No. _____, and, as such, copies thereof are not included pursuant to the provisions of 37 CFR 1.98(d).

() A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individual(s) designated in 37 CFR 1.56 (c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO 1449 and is enclosed herewith.

"Express Mail" label no. EV 262717454 US

Date of Deposit 3/19/04

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

By Orlando Quiroga

Typed Name: Orlando Quiroga

Respectfully submitted,

Daniel B. Roitman et al.

By Timothy H. Joyce

Timothy H. Joyce

Attorney/Agent for Applicant(s)
Reg. No. 38,197

Date: 3/18/04

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STATEMENT UNDER 37 CFR 1.97(e)

Sir:

The undersigned hereby certifies that either:

- (X) Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application, not more than three months prior to the filing of the statement, or
- () No item of information contained in the Information Disclosure Statement
- was cited in a communication from a foreign patent office in a counterpart foreign application, and
- to the knowledge of the undersigned, after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56 (c) more than three months prior to the filing of the Information Disclosure Statement.

Respectfully submitted,
Daniel B. Roitman et al.

By Timothy H. Joyce
Timothy H. Joyce

Attorney/Agent for Applicant(s)
Reg. No. 38,197

Date: 3/8/04

Telephone No.: (650) 485-4310



PATENT APPLICATION

Sheet 1 of 1

| | | |
|--|---------------------------------|-------------------|
|  FORM PTO-1449 LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary) | ATTY. DOCKET NO. | SERIAL NO. |
| | 10011370-1 | 10/072,837 |
| | APPLICANT | |
| | Daniel B. Roitman et al. | |
| FILING DATE | GROUP | |
| Feb. 6, 2002 | 1645 | |

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

| | | DOCUMENT NUMBER | DATE | NAME | TRANSLATION | |
|--|--|-----------------|------------|---------------|-------------|----|
| | | | | | YES | NO |
| | | WO00/63419 | 2000/10/26 | Ravkin et al. | x | |
| | | WO 02/059603 A2 | 2002/08/01 | Wu et al. | x | |
| | | WO 01/25002 A1 | 2001/04/12 | Natan et al. | x | |
| | | WO 01/25510 A1 | 2001/04/12 | Natan et al. | x | |

OTHER REFERENCES (including Author, Title, Date, Pertinent Pages, etc.)

| | | |
|----------|--|--|
| | | Copy of European Search Report dated: 11/DEC./2003 |
| | | |
| | | |
| EXAMINER | | DATE CONSIDERED |

* Copies of these references are not enclosed pursuant to 37 CFR 1.98(d). (See accompanying IDS)